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Attorneys for Plaintiff  
CYBERSOURCE CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CYBERSOURCE CORPORATION,  
  
Plaintiff,  
  
v.  
  
RETAIL DECISIONS, INC.,  
  
Defendant.

Case No. 3:04-CV-03268-MHP

**STIPULATION AND PROPOSED  
ORDER REGARDING CLAIM  
CONSTRUCTION DEADLINES**

Subject to the Court's approval, Plaintiff CyberSource Corporation and Defendant Retail Decisions, Inc. (collectively, the "Parties"), by and through their respective attorneys, hereby stipulate that:

1. In order to clarify the Parties' obligations regarding expert disclosures for claim construction under the Patent Local Rules, the Parties agree to the following deadlines:

- By December 1, 2008, the Parties will notify each other as to whether they plan to present live expert testimony at the March 6, 2009 claim construction hearing,

and/or to submit a declaration(s) of one or more experts regarding claim construction;

- For any expert identified in the December 12, 2008 Joint Claim Construction and Prehearing Statement, each side will serve an expert report related to claim construction by January 16, 2009; and
- The claim construction discovery deadline presently set for January 16, 2009 will be moved to January 30, 2009.

2. In order to accommodate the claim construction discovery deadline, each of the current deadlines for claim construction briefing will be moved by one week, as follows:

- CybserSource's opening claim construction brief, currently due January 30, 2009, will be filed by February 6, 2009;
- ReD's responsive claim construction brief, currently due February 13, 2009, will be filed by February 20, 2009; and
- CyberSource's reply claim construction brief, currently due February 20, 2009, will be filed by February 27, 2009.

3. The claim construction hearing will take place on March 6, 2009, as presently scheduled.

Dated: November 13, 2008

KARL J. KRAMER  
MARC J. PERNICK  
J. RYAN GILFOIL  
MORRISON & FOERSTER LLP

By: /s/ Marc J. Pernick

Marc J. Pernick  
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Attorneys for Plaintiff  
CYBERSOURCE CORPORATION

1  
2 Dated: November 13, 2008

SCOTT J. BORNSTEIN  
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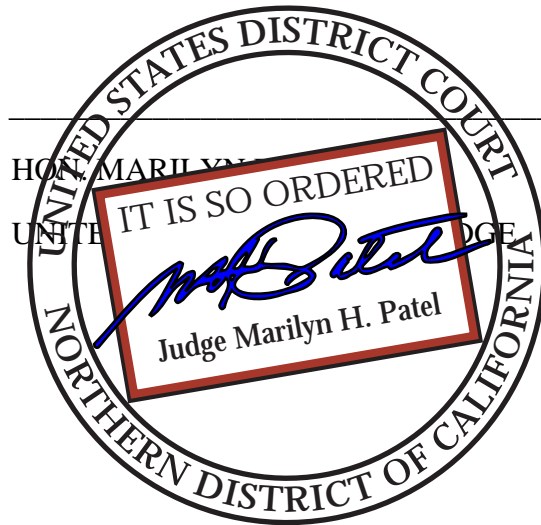
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7 By: /s/ James W. Soong

James W. Soong  
SoongJ@gtlaw.com

Attorneys for Defendant  
RETAIL DECISIONS, INC.

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12 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

13  
14 Dated: 11/14/2008



1 I, MARC J. PERNICK, am the ECF User whose ID and password are being used to file  
2 this STIPULATION AND PROPOSED ORDER REGARDING CLAIM CONSTRUCTION  
3 DEADLINES. In compliance with General Order 45, X.B., I hereby attest that James W. Soong  
4 has concurred in this filing.

5 Dated: November 13, 2008

MORRISON & FOERSTER LLP

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7 By: /s/Marc J. Pernick  
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